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December 31, 2020

VIA ECF

Clerk of the Court

United States District Court – District of New Jersey

Martin Luther King Building & U.S. Courthouse

50 Walnut Street

Newark, NJ 07102

Re: Wharton LH LP v. Tri Coastal Design Services, LLC, et als.

Civil Action No. 2:20-cv-18008

REQUEST PURSUANT TO L. CIV. R. 7.1(d)(5)

Dear Sir/Madam:

This firm represents plaintiff Wharton LH LP (“Plaintiff”) in the above-referenced matter. On December 16, 2020, Defendants filed a Motion to Dismiss Plaintiff’s Complaint [ECF No. 5]. On December 17, 2020, the Clerk entered a Text Order providing that Defendants’ motion shall be returnable on January 19, 2021.

Please accept this letter as formal notice pursuant to L. Civ. R. 7.1(d)(5), that Plaintiff hereby invokes the 14-day automatic extension under that rule, which shall serve to modify the return date on Defendants’ motion to **February 1, 2021**. The return date of Defendants’ motion has not been previously extended, and the deadline for Plaintiff to serve responsive papers has not passed.

Thank you for your attention and consideration in this matter.

Respectfully submitted,

/s/ C. John DeSimone, III

C. John DeSimone, III

cc: Tedd Levine, Esq. (via ECF and e-mail)